

HEARING SCHEDULE

Hearings set for Wednesday, November 5, 2014

Type of Hearing	Name of Entity	Time	Class
1) Sale to Minor (Formal Hearing)	Omaha Brewery Inc. "Benson Brewery" 6059 Maple Street Omaha NE 68104	10:00	LK-95666

FOUND GUILTY – TEN (10) DAYS SUSPENSION + TRAINING

2) Sale to Minor (Formal Hearing)	D.E. Anderson Inc. "Scorz Sports Center" 7602 Main Street Ralston NE 68127	10:00	C-34999
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FOUND GUILTY – TWENTY (20) DAYS SUSPENSION

3) Sale to Minor (Formal Hearing)	TFL Inc. "Tobacco & Phones 4 Less" 7210 Harrison Street Ralston NE 68127	10:00	D-79789
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PLEAD GUILTY – TEN (10) DAYS SUSPENSION + TRAINING

4) Show Cause	Last Second Saloon LLC "Last Second Saloon" 644 Main Street North Bend NE 68649	10:00	CK-106642
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why the addition to the license should not be denied, i.e., Investigator has concerns that licensee has no way to observe the activities taking place in the outdoor area from within the establishment. Investigator suggests a requirement be placed on the license that either a system be in place with a monitor within view of the bartender or staffed at all times of use.

ADDITION APPROVED WITH CONDITION OF ELECTRONIC MONITORING

5) Show Cause	Norish Enterprises LLC "Omaha Tap House" 1403 Farnam Street Omaha NE 68154	10:00	I-98885
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why the manager application should not be denied due to character and reputation, i.e., applicant Brian Musser lists the following:

- 1993 – Unauthorized absence

Additionally, whether such conviction makes applicant ineligible to hold a liquor license, under 53-125 of the Nebraska Statutes.

MANAGER'S APPLICATION DENIED

6) Show Cause	Meier Recreation LLC “Infuse Mixology Bar & Bistro” 313 W 3 rd Street Grand Island NE 68801	10:00	C-109315
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whether or not the application should be approved and a license issued due to premise being located within 150’ of a church.

APPLICATION APPROVED

7) Show Cause	Jacqueline Bowen “J Elizabeth” 305 W 3 rd Grand Island NE 68801	10:00	I-108557
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whether or not the application should be approved and a license issued due to premise being located within 150’ of a church.

APPLICATION APPROVED

8) Show Cause	The Loft LLC “The Loft” 311 Norfolk Avenue, Suite 210 Norfolk NE 68701	11:15	C-109294
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whether or not the application should be approved and a license issued due to premise being location within 150’ of a church.

APPLICATION APPROVED

9) Show Cause	Luis M. Lopez “Whiskey Run” 910 Central Avenue Auburn NE 68305	11:15	I-106671
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why the license should not be suspended, cancelled or revoked for failure to complete training as determined to be required based on lack of experience listed on application for Luis M. Lopez.

CONDITION PLACED ON LICENSE OF NO LATE FILINGS AND NO ALCOHOL RELATED VIOLATIONS FOR TWO (2) YEARS FROM THE DATE OF THE ORDER

10) Sale to Minor (Formal Hearing)	Oak Hills Country Club Inc. “Oak Hills Country Club” 12325 Golfing Green Drive Omaha NE 68137	1:15	C-08516
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PLEAD GUILTY – SEVEN (7) DAYS SUSPENSION + TRAINING

11) Minor to Consume/ Possess (Formal Hearing)	Apple Ten Hospitality Management Inc. “Homewood Suites Omaha Downtown” 1314 Cuming Street Omaha NE 68102	1:15	C-104602
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PLEAD GUILTY – TWELVE (12) DAYS SUSPENSION + TRAINING

12) Sale to Minor (Formal Hearing)	Lorna L Brooks "20 th Street Liquor & Grocery Store" 1928 Leavenworth Omaha NE 68102	1:15	D-14042
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PLEAD GUILTY – TWELVE (12) DAYS SUSPENSION + TRAINING

13) Sale to Minor (Formal Hearing)	Joby C's LLC "Joby C's Midtown Tavern" 2514 Leavenworth Street Omaha NE 68105	1:15	C-92568
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PLEAD GUILTY – TWELVE (12) DAYS SUSPENSION + TRAINING

14) Application Citizens' Protest & Show Cause	IDC Bar and Grill Inc. "IDC Bar and Grill" 3223 Cornhusker Hwy., Suite 1 Lincoln NE 68504	1:15	C-109296
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whether the application should be approved and a license issued due to character and reputation, i.e., Investigator requests a show cause hearing due to pending citations/charges for violations of the Liquor Control Act (Operating Without a License). Furthermore, local approved with condition to be placed on the license of no business or personal alcohol related offenses by applicant within the first year of approval/issuance of license.

APPLICATION APPROVED WITH LOCAL RECOMMENDED CONDITION

15) Show Cause	VFW Washington Co 1251 "Veterans 1251" 393 River Road Blair NE 68008	1:15	C-16868
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why the manager's application should not be denied due to character and reputation and falsification of the application, i.e., applicant Derek J. Thompson failed to disclose the following:

- 2002 – Hunt/Fish/fur-harvest without a permit
- 2004 – Uncovered materials
- 2005 – 2 counts procure/sell alcohol to a minor/incompetent; one dismissed, \$200 fine on other
- 2006 – Minor attempt to purchase alcohol

Furthermore, Investigator requested a show cause hearing due to possible falsification of the application.

MANAGER'S APPLICATION DENIED

16) Purchase from non-wholesaler (Formal Hearing)	Selah LLC "Bear's Den" 117 E 2 Street Laurel NE 68745	1:15	C-93336
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FOUND GUILTY – LICENSE CANCELLED

17) Show Cause	3D Bar "3D Bar & Grill" 111 S Main Street Wilcox NE 68982	1:15	C-108550
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why the application should not be denied due to character and reputation, i.e., applicant Dustin L. Schroeder listed the following:

- 6/13 – Leaving the scene of an accident

Additionally, Investigator found the following:

Dustin L. Schroeder:

- 6/99 – Willful reckless
- 11/01 – Class II Misd. Theft, dismissed
- 5/02 – MIP
- 6/03 – DUI (dismissed)
- 6/03 – Class I Misd. Theft
- 11/03 – DUI & MIP (reduced to willful reckless driving and MIP dismissed)
- 7/07 – MCSAP violation
- 8/07 – Speeding
- 11/07 – Speeding
- 5/09 – Speeding
- 12/11 – Speeding
- 8/12 – Speeding
- 5/13 – Leave the scene of an accident (disclosed)
- 4/14 – Speeding

Danielle Schroeder:

- 2/03 – Speeding
- 12/04 – Speeding
- 4/05 – Issuing bad check
- 8/08 – Speeding
- 8/10 – Speeding
- 4/11 – Speeding

APPLICATION APPROVED WITH NO BUSINESS OR PERSONAL RELATED VIOLATIONS FOR DUSTIN AND DANIELLE FOR TWO (2) YEARS FROM THE DATE OF THE ORDER

18) Open Container After Hours (Formal Hearing)	KTB Enterprises LLC "The Longhorn Bar & Grill" 114 W Main Street Battle Creek NE 68715	1:15	C-88349
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PLEAD GUILTY – SIX (6) DAYS SUSPENSION

19) Sale to Minor (Formal Hearing)	OSF Nebraska Inc. "Outback Steakhouse" 2414 S 132 Street Omaha NE 68144	2:30	I-86833
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PLEAD GUILTY – TWENTY (20) DAYS SUSPENSION

20) 1. Open Container	JT Dock Inc.	2:30	C-86147
After Hours	"Jakes Bar"		
2. Delay Entry	1422 S 1 Street		
3. Illegal Activities	Norfolk NE 68701		
(Formal Hearing)			

PLEAD GUILTY TO CHARGE 1 – FIVE (5) DAYS SUSPENSION

PLEAD GUILTY TO CHARGE 2 – TEN (10) DAYS SUSPENSION

CHARGE 3 – DISMISSED BY THE STATE

HEARING SCHEDULE

Hearings set for Thursday, November 6, 2014

Type of Hearing	Name of Entity	Time	Class
21) Show Cause	Mark T. Volenec-Hamel "The 1-0-8" 5059 S 108 Street Omaha NE 68137	9:00	C-110025

why the application should be approved and a license issued due character and reputation and falsification, i.e., Investigator has concerns about possible hidden ownership.

APPLICATION DENIED – TOP IS NULL AND VOID

22) Purchase from non-wholesaler (Formal Hearing)	Mark T. Volenec-Hamel "The 1-0-8" 5059 S 108 Street Omaha NE 68137	9:00	C-110025
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DISMISSED WITHOUT PREJUDICE

23) Show Cause	Uncle Larry's LLC "Uncle Larry's" 2200 Proctor Road Fremont NE 68025	9:00	C-32614
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why the license should not be suspended, cancelled or revoked due to the sales tax permit of the aforementioned business having been revoked by the Nebraska Department of Revenue effective September 9, 2014.

LICENSE CANCELLED

24) Show Cause	JJ's Lounge LLC "The Lounge" 2001 West O Street Lincoln NE 68528	10:15	C-110021
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why the application should not be denied due to character and reputation and falsification of the application, i.e., applicant Jason Johnson listed the following:

- 7/01 – Boating while intoxicated
- 2005 – Maintain disorderly house
- 7/07 – DUI

Applicant Jason Johnson amended application to include the following:

- 1999 – Urinating in public

Applicant Terry Schubert listed a speeding violation, however, failed to disclose traffic convictions and a dog at large between 1983 and 2012. Additionally, Investigator report shows Johnson failed to disclose numerous convictions and has many contacts with law enforcement in which alcohol was involved, some where he was uncooperative, all between the ages of 23 and 33. Johnson has various judgments which are possibly outstanding.

APPLICATION APPROVED

25) Show Cause	Kevin J. Orr "Papa Tango's" 412 E Street David City NE 68632	10:15	C-109350
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why the application should not be denied and a license issued due to Investigator's request to determine whether applicant can demonstrate that the type of management and control to be exercised over the premise described in the application will be sufficient to insure that the licensed business can conform to all provisions and requirements of and rules and regulations adopted by the Liquor Control Act.

APPLICATION APPROVED

26) Show Cause	El Tequila LLC "Fiesta Brava" 117 Main Street Wayne NE 68787	11:15	C-110031
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why the application for license should not be denied due to possible falsification of the application, i.e., Investigator has concerns of who the actual manager will be due to citizenship requirements. Furthermore, applicant currently holds liquor licenses in West Point and Broken Bow.

APPLICATION APPROVED

27) 1. Open Container After Hours	Genoveva Mora "Cinco Ases"	1:15	D-86116
2. Open Container Leaving Premise	3302 Q Street, Bay 4 Omaha NE 68107		
3. Disturbance (Formal Hearing)			

FOUND GUILTY ON CHARGE 1 – TWENTY (20) DAYS SUSPENSION

FOUND GUILTY ON CHARGE 2 – TEN (10) DAYS SUSPENSION

FOUND GUILTY ON CHARGE 3 – CANCEL LICENSE

28) Sale to Minor (Formal Hearing)	Live Entertainment LLC "El Tequila Nightclub" 1619 E Overland Drive Scottsbluff NE 69361	2:30	C-106674
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FOUND GUILTY – CANCEL LICENSE

29) 1. Delinquent Credit	Robert A. Hinton	2:30	C-101230
2. Allowing Another Operate	"Mad Dog's Sports Bar" 209-211 S Chestnut		
3. Purchase from non-wholesaler (Formal Hearing)	Kimball NE 69145		

PLEAD GUILTY TO CHARGE 1 – TEN (10) DAYS SUSPENSION

PLEAD GUILTY TO CHARGE 2 – CANCEL LICENSE

FOUND GUILTY ON CHARGE 3 – CANCEL LICENSE